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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of : Confirmation No. 8095  
Jean-Claude FORNAGE : Group Art Unit 3725  
Application No. 10/565,457 :  
Filed: January 20, 2006 :  
For a Patent for a :  
DEVICE FOR CONTINUOUSLY CONTROLLING  
CONDIMENTS GRINDING IN A MILL : June 29, 2006

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being filed to advise the U.S. Patent Office of information which may be considered "material to patentability" in examining this patent application, in accordance with the provisions of 37 C.F.R. §1.56.

The present application is derived from International Application No. PCT/FR2004/001896, and was filed pursuant to 35 U.S.C. §371. The following documents are noted for being cited in the Search Report issued during the international stage of the International Application.

U.S. Patent Application Publication

US 2002/145065 A1 (McCowin) - Published: October 10, 2002

Foreign Documents

CH 351,726 (Ortex S.A.) - Published: January 31, 1961

DE 36 32 688 (Messerschmidt) -

- Published: February 18, 1993

Copies of the above-listed documents should already have been received by the U.S. Patent Office, and the foregoing documents have been listed on the PTO-1449 form (1) which has been enclosed with this Information Disclosure Statement to facilitate the Examiner's acknowledgement of the above-listed documents.

The U.S. Patent Office is further advised of earlier searches which were performed relative to French Patent Applications No. 03/08962 and No. 04/02299, the priority of which are claimed in connection with the present application. Copies of the issued Search Reports, No. FA 636694 and No. FA 646379, are enclosed with this Information Disclosure Statement. The documents cited in the French Search Reports duplicate the documents cited in the PCT Search Report, and the following document is additionally cited in Search Report No. FA 646379:

Foreign Document

DE 85 31 554 (Thoma) - Published: December 19, 1985

The U.S. Patent Office is further advised of an earlier filed International Application, No. PCT/FR2003/003328, which has since been assigned the U.S. Patent Application No. 10/544,825. The Search Report issued for International Application No. PCT/FR2003/003328, and a Search Report (No. FA 630757) issued for French Patent Application No. 03/03215, the priority of which is claimed in connection with International Application No. PCT/FR2003/003328, cite the same documents, including:

U.S. Patents

5,651,506 (Hockey) - Issued: July 29, 1997

4,685,627 (Lee) - Issued: August 11, 1987

Foreign Documents

BE 469 899 (DeCobecq) - Published: June 14, 1947

DE 200 00 353 (Pai) - Published: May 11, 2000

WO 00/28870 (Menelaou) - Published: May 25, 2000

Copies of the above-listed Search Reports and "Foreign Documents" have been enclosed with this Information Disclosure Statement for consideration in this matter. A concise explanation of the relevance of non-English language documents is available with reference to the Search Report which cites the non-English language document. As noted on the summary page attached to each non-English language document, English language abstracts are not available for these documents.

Copies of the U.S. patent documents have not been enclosed with this Information Disclosure Statement in view of the waiver of such requirements for International Applications which entered their U.S. national stage after June 30, 2003 (OG Notices; 05 August 2003).

French Patent Application No. 03/03215 was published under the No. 2,852,505 on September 24, 2004. A copy of FR 2,852,505 is enclosed with this Information Disclosure Statement.

Due consideration of the foregoing documents is respectfully requested under 37 C.F.R. §1.56(a)(2). It is further respectfully requested that the Examiner acknowledge consideration of the above-listed documents by initialing the PTO-1449 form (1) which is enclosed with this Information Disclosure Statement and which lists the foregoing documents and by providing applicant with an initialed copy of the enclosed PTO-1449 form to confirm consideration of the listed documents.


Also enclosed with this Information Disclosure Statement is a signed "Power of Attorney" for this patent application, and a signed "Statement Claiming Small Entity Status" in furtherance of applicant's earlier claim to such status.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on June 29, 2006.

Date: 6/29/06

  
Gary M. Cohen, Esq.

Respectfully submitted,

  
GARY M. COHEN, ESQ.  
Reg. No. 28,834  
Attorney for Applicant  
Tel.: (610) 975-4430

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. PSP2.D01	APPLICATION NO. 10/565,457
List of Information Cited by Applicant (Use several sheets if necessary)		APPLICANT Jean-Claude FORNAGE	
		FILING DATE January 20, 2006	GROUP 3725

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5 6 5 1 5 0 6	07/29/97	Hockey			
	AB	4 6 8 5 6 2 7	08/11/87	Lee			
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AJ	4 6 9 8 9 9	06/14/47	Belgium (DeCobecq)			
	AK	2 8 5 2 5 0 5	09/24/04	France (Fornage)			
	AL	20 0 0 0 3 5 3	05/11/00	Germany (Pai)			
	AM	8 5 3 1 5 5 4	12/19/85	Germany (Thoma)			
	AN	3 6 3 2 6 8 8	02/18/93	Germany (Messerschmidt)			
	AO	WO 00 2 8 8 7 0	05/25/00	PCT (Menelaou)			
	AP	3 5 1 7 2 6	01/31/61	Switzerland (Ortex SA)			

## OTHER INFORMATION (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR	US	2002/145065 A1 (McCowin) - Published: October 10, 2002
	AS		
	AT		
	AU		

EXAMINER /Bena Miller/ (09/09/2008)	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not conformance and not considered. Include copy of this form with next communication to applicant.